

HOUSE BILL 1376

By Kernell

AN ACT to amend Tennessee Code Annotated, Section 6-53-105, relative to home rule municipality charter commissions.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 6-53-105, is amended by adding the following language as a new, appropriately designated subsection:

() A petition for election calling for a charter commission to amend, alter, reform or abolish the charter of a home rule municipality pursuant to article XI, section 9 of the Constitution of the state of Tennessee may give the charter commission unlimited authority to amend, alter, reform or abolish the entire charter or may limit the scope of the charter commission by specifying the part or parts, or subjects within parts, of an existing charter that may be amended, altered or reformed. No change in, or amendment to, the charter proposed by such commission shall become effective unless it is within the limitations of the petition calling for the charter commission.

SECTION 2. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

SECTION 3. This act shall take effect July 1, 2007, the public welfare requiring it.